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Thank you for issuing the public notice regarding the subject question. Stokes Environmental remains fully committed to the concept that an EA should not be needed when another agency has determined the project will not have a significant environmental impact.

In Chapter 1 Federal Communications Commission of Title 47, Subpart I is Procedures Implementing the National Environmental Policy Act. Section 1.1311 (e) states "an Environmental Assessment need not be submitted to the Commission if another agency of the federal government has assumed responsibility for determining whether the facilities in question will have a significant effect on the quality of the human environment and, if it will, for invoking the environmental impact statement process."

We would like to clarify that the declaratory ruling would apply to all activities permitted by the U.S. Army Corps of Engineers by nationwide, individual or state program general permits, not only nationwide permitted activities as printed in paragraph three of the public notice.